

**Maharashtra State Electricity Distribution Co. Ltd.'s
Consumer Grievance Redressal Forum
Nagpur Zone, Nagpur**

Case No. CGRF(NZ)02/2017

Applicant : Shri Narendra S.Raut
Dehankar layout, Janki Nagar
Katol.

Non-applicant : Nodal Officer,
The Executive Engineer,
O&M Dn.Katol, NRC,MSEDCL,
NAGPUR.

Applicant :- In person.

Respondent by 1) Shri Kolate, Addl.EE, Katol, Nodal Office

Quorum Present : 1) Shri Shivajirao S. Patil,
Chairman.

2) Shri N.V.Bansod
Member

3) Mrs. V.N.Parihar,
Member, Secretary

ORDER PASSED ON 23.01.2017.

1. The applicant filed present grievance application before this Forum on 04.01.2017 under Regulation 6.4 of the Maharashtra Electricity Regulatory Commission (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006 (hereinafter referred to as said Regulations).

2. Applicant's case in brief is that he applied for new residential connection on 30-07-2016 and he handed over his application in his village to a lineman and not

submitted the application in distribution centre. Demand was issued on 05-10-2016. He paid amount of demand on 05-10-2016. Test report was submitted on 16-08-2016 and supply was released on 06-11-2016. He applied to IGRC for compensation but IGRC refused the envelope of the applicant therefore he approached to this forum.

3. Non applicant, denied applicant's case by filing reply dated 20.01.2017. It is submitted that applicant submitted application for new residential connection on 22-09-2016 and no application was submitted on 30-07-2016. After receiving the application there was spot inspection and demand was generated immediately on 26-09-2016 and demand was handed over to applicant on 05-10-2016. Applicant paid amount of demand on 05-10-2016. It is submitted that test report was not given on 16-08-2016 but it was submitted on 19-10-2016. Immediately supply was released on 06-11-2016.

4. It is further submitted by non-applicant that in rural area time limit for demand is 20 days. Therefore demand was issued within stipulated time as per SOP Regulation. In rural area connection should be released within 1 month after completion of all the formalities. Applicant submitted test report on 19-10-2016. Therefore supply was released within 1 month i.e. on 06-11-2016. Therefore applicant is not entitle for any compensation.

5. Forum heard arguments of both the side and perused record.

6. Applicant admitted during the course of argument that he did not submit A-1 Form application in distribution centre or in the office of MSEDCL but one lineman visited village for other work and applicant handed over A-1 Form to the lineman.

7. Needless to say that it is procedure to submit application along with required

documents in distribution centre or in office of MSEDCL. There is no procedure of hand over any application A-1 form to alleged lineman. Therefore there is no evidence on record to show that applicant handed over application on 30-07-2016 to appropriate person. Applicant produced one acknowledgement at the time of argument that there is signature of one “**Raut**”. However officer of MSEDCL argued that it is not signature of lineman of MSEDCL. There is no stamp below the signature “**Raut**”. It is noteworthy that surname of applicant is also Raut. Therefore there is no evidence on the record to show what was full name of wireman said be to present who alleged to have received application of applicant in village contrary to procedure.

8. On the contrary non-applicant produced important document on record. Non-applicant produced copy of register of MSEDCL and this register shows that applicant applied for new residential connection on 22-09-2016. This entry register is maintained by MSEDCL regularly in due course of business. There is entry at Sr.No.5 in the date 22-09-2016. Believing main documentary evidence produced by MSEDCL, we hold that applicant applied for new connection on 22-09-2016 and not on 30-08-2016.

9. Non-applicant also produced copy of demand. It is admitted fact that demand was issued on 05-10-2016. Date of application is 22-09-2016 as per MERC’s SOP Regulation, period for issuing demand in rural area is 20 days. Date of application is 22-09-2016 and date of demand is 05-10-2016 therefore demand is issued within stipulated time and applicant is not entitle for compensation.

10. Applicant paid amount of demand on 05-10-2016. According to applicant he submitted test report on 16-08-2016 but according to non-applicant test report is

submitted on 19-10-2016. MSEDCL produced copy of test report on record. There is specifically endorsed at the bottom on test report that test report received on 19-10-2016. Considering documentary evidence we hold that test report is received on 19-10-2016 and all formalities were completed on 19-10-2016 and supply is released on 06-11-2016. As per MERC's SOP Regulation it is necessary to release the supply within 1 month from the completion of all formalities. Date of test report is 19-10-2016 and date of releasing of supply on 06-11-2016. Therefore supply is released within stipulated time. Applicant is not entitle for any compensation. It appears that applicant filed present application on bogus ground just to extract amount of compensation falsely.

11. It is noteworthy that after releasing of connection and before sending application to IGRC, applicant did not file any application to MSEDCL to claim compensation. Initially it is necessary for applicant first to filed application to distribution licensee to claim compensation, if not granted within one month then he can approach to IGRC. There is no application to IGRC also. According to applicant he send application IGRC but he refused. Applicant produced xerox copy of close envelope alleged to refuse by IGRC but there is no signature of the postman below it.

12. There is doubt whether the applicant submitted application to IGRC or not.

13. For these reasons the grievance application deserves to be dismiss.

14. Hence we proceed to pass the following order.

ORDER

Grievance application is dismissed.

Sd/-
(N.V.Bansod)
MEMBER

sd/-
(Mrs.V.N.Parihar)
MEMBER/SECRETARY

sd/-
(Shivajirao S. Patil),
CHAIRMAN

